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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/646,793	08/25/2003	I-Horng Pan	PANI 3001 / EM	1239
23364	7590	06/29/2005	EXAMINER	
BACON & THOMAS, PLLC 625 SLATERS LANE FOURTH FLOOR ALEXANDRIA, VA 22314			LEITH, PATRICIA A	
			ART UNIT	PAPER NUMBER
			1655	

DATE MAILED: 06/29/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

Claims 1-29 are pending in the application and were examined on their merits.

Claim Rejections - 35 USC § 112

Claims 1-29 remain rejected under 35 U.S.C. 112, first paragraph for the reasons of record.

Applicant's arguments were fully considered but found persuasive only in part.

Applicant has amended claims to delete 'and herbs of the same genus'. However, Applicant has not limited claim 1 to recite the particular species of Artemisiae such as *A. Annuae*, a species of *G. fructus* or a species of *R. rhizoma*. It is noted that *A. cappilaris*, *G. fructus* and *R. rhizoma* are all respective genus. As it was established in the previous Office Action, the claims are enabled with regard to the species which were found in the Specification to actually work.

A suggestion for rewriting the claim to overcome this rejection is:

1) A process for preparing a composition used for treatment of a human liver, comprising the following steps:

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(a) grinding Artemisiae and Gardeniae , mixing then with pure water.....

(b)...

(c)...

(d)...

wherein said Artemisiae is selected from the group consisting of Artemisiae Capillaris, Artemisiae scopariae and Herba Artemisiae annuae; wherein said Gardeniae is selected from the group consisting of Gardenia jasminoides and Gardenia radicans; and wherein said Rhei rhizoma is selected from the group consisting of Rheum officinalis and Rhubarb Shui-Ken.

No Claims are allowed.

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of

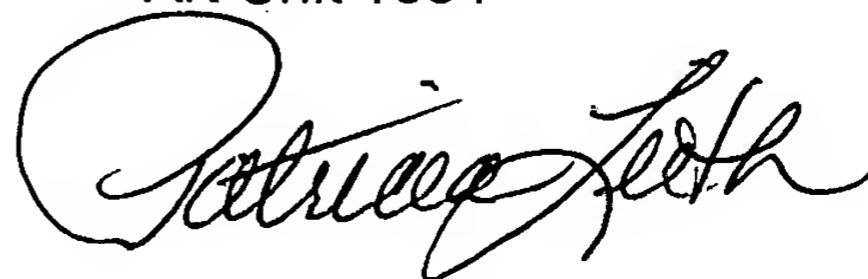
the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Patricia Leith whose telephone number is (571) 272-0968. The examiner can normally be reached from 8:30am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bruce Campell can be reached on (571) 272-0974. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Patricia Leith
Primary Examiner
Art Unit 1654



6/27/05